

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION**

SECOND APPEAL NO.15 OF 2007
Along with
Civil Application No.1048 of 2007

1. Nanasaheb Babu Ghadge and ors. Appellants.
Vs
1. Anusaya Shivram Ghadge and ors Respondents.
Mr Anilkumar Patil, for the appellants.

CORAM : D.B.BHOSALE, J.

DATED : 14th AUGUST, 2007

P.C.:

1. Heard the learned counsel for the appellants.
2. The appellants are original defendant nos 2A to 2EE. By the impugned judgment, a suit filed by the respondent-plaintiff for partition stands decreed. The plaintiff is the widow of Shivram, who died in 1950 leaving behind the plaintiff. The courts below, after having taken into consideration the provisions of the Hindu Womens' Right to Property Act, 1937 and the Hindu Succession Act, 1956, have concurrently held that after the death of Shivram's father Dhondi, his all sons have equal share in the property and the plaintiff, being the wife of Shivram, she succeeded over the share of Shivram and became absolute owner thereof by virtue of section 14 of the Hindu Succession Act, 1956. I find absolutely no reason to interfere with these findings

of facts. The findings recorded by the courts below are entirely based on the evidence on record. No substantial question of law is raised. The second appeal is dismissed. As a consequence thereof, the civil application stands disposed of.

(D.B.BHOSALE, J.)